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#### HOLIDAY BOOKS

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Judge Woodruff Decides Tha Prisoner Has Once Been in Jeopardy.

Moses Koki, the Hawaii postmaster the was accused of having embezzled the funds of the postoffice of which he had charge, and who was once tried on the charge, without result, goes free. The shadow of the prison waits is lifted by an opinion rendered by Judge Wood ruff yesterday, who, as his last official act, decided that Koki's trial and acquittal last summer upon a similar charge was in law and in fact au acquittal of this and the five other adictments for embezzlement now standing against him. This decision sets forth a new legal principle conerning embezzlement.

Its effect is to decide that although be prosecution may indict, try, and convict an alleged embezzler merely mon suspicious circumstances sufficient to convince the jury beyond a reason-able doubt that he must have embezzled some trust funds, nevertheless, if the prosecution chooses or is obliged to resort to a trial based upon suspicious circumstances, like shortages, alone, instead of upon specific items of embez- Goods:--zlement, one trial covers all shortages or suspicious circumstances which can not be clearly shown to be separable from one another.

Thus, if the government could have proven a thousand specific cases in which Koki took money order funds for his own use, there could be a thousand indictments or counts against him, but if no one of the specific cases could be determined or shown he must be tried once, and upon all of the shortages, delays, and other suspicious cirumstances which can be placed before

Judge Woodruff decided that the constitutional guaranty against being placed more than once in jeopardy for the same offense does not mean that a man may be tried a second time for the same offense merely because it is beleved the jury reached a wrong verdict n the previous trial or because the resecution believes it can put up etter case in a second or later trial The Constitution very wisely provided gainst second jeopardy in order that in accused person might once and for all confront the court and the jury and thereafter be free from further jeopardy for the same offense, no matter whether the court and jury reach the ight conclusion or not.

The United States district attorney saved an exception to the decision and can, under the new law for appeals by the government, take the case to the Supreme Court if he desires,

Chronicle-The great volcano on the Island of Savali, in the Samoan group, has taken to finding its course to the ea through subterranean passages, according to Prof. H. C. Crampton of Columbia University, who arrived here vesterday by the steamer Alameda, The lake of fire has increased in area, ac cording to the professor, and there is o cessation in the eruptions, although he lake has sunk considerable from

"It is a most awe-inspiring sight where the lava meets the sea through Great clouds of steam are constantly rising. At night the flare of the molten ake reflected from the clouds permits one to read half a mile from the burn-

Professor Crampton spent a night on he rim of the volcano. He left New York last May, accompanied by his wife and daughter. The purpose of his present trip to the South Seas was to complete researches begun on previous rips to the distant isles. The professor has obtained much valuable information and many rare specimens and photographs for his Columbia lectures.

#### CHEAP RATES TO

KILAUEA VOLCANO

When the lava shoots up into space for fifty feet and keeps shooting hour after hour and day after day it is a sign that there is a tremendous force below the surface of the earth. No one knows how long this condition of affairs will continue at Kilanea. Ordinarily such outbreaks do not last as long as the present one. Usually there is a sport for a month and then the bottom falls out without notice.

In the opinion of those familiar with he antics of Kilauea there has not been such an exhibition for years if ever. Fountains all over the lake are daying fire, shooting up a stream fifty feet continuously and the fascination to stay at the brink and watch the swash of the liquid fire is irresistible. Rest houses are provided at the erater and food is cooked over the cracks through which the heat from the lava escapes. Coffee is boiled and eggs fried by this natural heat and when the mercury hangs low in the bulb the warm food is enjoyable.

This lake of fire is something persons have traveled many thousands of miles to witness and nearly every one has left enthused by the wonder of it all. Shame be it that there are plenty of persons born and raised here never taken the two hundred mile journey to the lake side. In order that those who have never seen may join others who have, and who would see again, the Inter-Island Steamship Company will run a special excursion to Hilo and the volcano on Friday evening next returning on Monday morning. The price for the round trip to the volcano will be twenty-five dollars. For those who wish to go only to Hilo, where there will be sports and a ball at the opening of the new Hilo hotel, the fare will be only fifteen dollars. It is a trip that everyone should take. Book at the Inter-Island office tomor-

# Luxurious Furniture At Small Cost -

The holiday season is one when one who has struggled to furnish the bungalow or cottage should remember that money spent for Christmas gifts would be well spent if used in more completely furnishing the home. Now one can get in Fumed Oak beautiful furniture at comparatively small cost. It is ideal for bungalow use.

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